

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

ESAU CARDENAS,)	3:05-CV-462-LRH (RAM)
)	
Plaintiff,)	<u>MINUTES OF THE COURT</u>
)	
vs.)	January 17, 2006
)	
ANTON W. HERTZ, et al.,)	
)	
Defendants.)	
_____)	

PRESENT: THE HONORABLE ROBERT A. McQUAID, JR., U.S. MAGISTRATE JUDGE

DEPUTY CLERK: GINA MUGNAINI REPORTER: NONE APPEARING

COUNSEL FOR PLAINTIFF(S): NONE APPEARING

COUNSEL FOR DEFENDANT(S): NONE APPEARING

MINUTE ORDER IN CHAMBERS:

On December 20, 2005, Defendants filed a Motion to Dismiss (Doc. #8). On the same day, the court issued an order instructing Plaintiff to serve Defendants with the Amended Complaint and file proof of service within thirty days (Doc. #9). Additionally, the court ordered Defendants not to answer Plaintiff's Amended Complaint until it has been screened (Doc. #9).

Therefore, Defendants' Motion to Dismiss (Doc. #8) is **DENIED** without prejudice based on the court's order of December 20, 2005 (Doc. #9). Defendants may resubmit their dispositive motion if need be once the Amended Complaint has been screened by the court.

IT IS SO ORDERED.

LANCE S. WILSON, CLERK

By: /s/
Deputy Clerk

